



AUG 13 2001

UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/788,639	02/21/2001	Roger Berger	8932-320

20582  
PENNIE & EDMONDS LLP  
1667 K STREET NW  
SUITE 1000  
WASHINGTON, DC 20006

CONFIRMATION NO. 7055

## FORMALITIES LETTER



\*OC000000006300276\*

Date Mailed: 07/16/2001

## NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)

*Filing Date Granted*

The U.S. Patent and Trademark Office has received your reply on to the Notice mailed and it has been entered into the nonprovisional application. The reply, however, doesnot include the following items required in the Notice.

The period of reply remains as set forth in the Notice. You may,however, obtain EXTENSIONS OF TIME under the provisions of 37 CFR 1.136 (a)accompanied by the appropriate fee (37 CFR 1.17(a)).

A complete reply must be timely filed to prevent ABANDONMENT of the above-identified application.

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. ( 5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Roger BERGER

Application No.: 09/788,639

Group Art Unit: 3738

Filed: February 21, 2001

Examiner: Unassigned

For: OCCIPITAL PLATE AND SYSTEM  
FOR SPINAL STABILIZATION

Attorney Docket No.: 8932-320

**RESPONSE TO NOTICE OF INCOMPLETE REPLY  
AND SUBMISSION OF SUBSTITUTE DRAWINGS**

**Box MISSING PARTS**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

In response to the Notice of Incomplete Reply dated July 16, 2001, a copy of which is enclosed, enclosed herewith are fourteen (14) sheets of substitute drawings consisting of Figs. 1-31 in compliance with 37 C.F.R. § 1.84. Applicant respectfully requests that the attached drawings be substituted for the drawings originally filed in this application. No new matter has been added.

A fee for an extension of time is believed to be due for this submission and a petition for extension of time is submitted concurrently herewith. Should any additional fees be required, however, please charge such fees to Pennie & Edmonds LLP Deposit Account No. 16-1150.

Respectfully submitted,

*Seth A. Watkins*

Date August 13, 2001

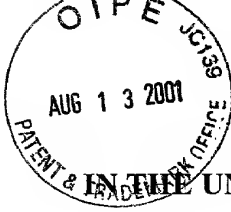
*FOR: Brian M. Rothery*

Seth A. Watkins  
For: Brian M. Rothery

Reg. No. 47,169  
Reg. No. 35,340

**PENNIE & EDMONDS LLP**  
1667 K Street, N.W.  
Washington, DC 20006  
(202) 496-4400

Enclosures



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Roger BERGER

Application No.: 09/788,639

Group Art Unit: 3738

Filed: February 21, 2001

Examiner: Unassigned

For: OCCIPITAL PLATE AND SYSTEM  
FOR SPINAL STABILIZATION

Attorney Docket No.: 8932-320

**PETITION FOR EXTENSION OF TIME**  
**UNDER 37 C.F.R. § 1.136(a)**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

It is respectfully requested that the time for response to the Notice to File Missing Parts dated April 11, 2001, be extended for a period of one additional month, from July 11, 2001 to and including August 11, 2001. A copy of the previously filed Petition for Extension of Time, dated June 15, 2001, is enclosed, showing previous authorization for a one month extension of time from June 11, 2001 to and including July 11, 2001, and payment therefor.

The additional fee for this second month extension is estimated to be \$280.00. Please charge the required fee to Pennie & Edmonds LLP Deposit Account No. 16-1150. A copy of this sheet is enclosed.

Respectfully submitted,

*Seth A. Watkins*

*FOR: Brian M. Rothery*

Date August 13, 2001

Seth A. Watkins

Reg. No. 47,169

For: Brian M. Rothery

Reg. No. 35,340

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Enclosure

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Roger BERGER

Application No.: 09/788,639

Group Art Unit: 3738

Filed: February 21, 2001

Examiner: Not yet assigned

For: OCCIPITAL PLATE AND SYSTEM  
FOR SPINAL STABILIZATION

Attorney Docket No.: 8932-320

**PETITION FOR EXTENSION OF TIME UNDER 37 C.F.R. § 1.136(a)**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

It is respectfully requested that the time for response to the Notice to File Missing Parts dated April 11, 2001, be extended for a period of one month, from June 11, 2001 to and including July 11, 2001.

The fee for this extension is estimated to be \$110.00. Please charge the required fee to Pennie & Edmonds LLP Deposit Account No. 16-1150. A copy of this sheet is enclosed.

Date June 15, 2001

Respectfully submitted,

*Seth A. Watkins*  
*FOR: Brian M. Rothery*

Seth A. Watkins

Reg. No. 47,169

For: Brian M. Rothery

Reg. No. 35,340

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FOETED "SEE 933260